

UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Gertrude Arthur

Art Unit: 3661

Re: Application of:

David S. Breed et al.

Serial No.:

09/382,406

Filed:

August 24, 1999

For:

Method for Developing a System for Identifying
the Presence and Orientation of an Object in a
Vehicle

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Suppl. Response

RESPONSE TO OFFICE ACTION

Assistant Commissioner for Patents
Washington, D.C. 20231

June 28, 2002

Dear Sir:

In response to the Office Action dated April 29, 2002, applicants comment as follows:

Claims 1-59 are pending in this application and have been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-78 of U.S. patent application Ser. No. 09/853,118.

Submitted herewith is a Terminal Disclaimer disclaiming the terminal part of any patent granted on this application which would extend beyond the term of any patent granted from U.S. patent application Ser. No. 09/853,118. The appropriate fee for submission of a Terminal Disclaimer is to be charged to the current assignee's Deposit Account. Submission of the Terminal Disclaimer to overcome the double patenting rejection should not be construed as agreement with the Examiner's position and in fact, the applicants disagree with the rejection, but the applicants are submitting the Terminal Disclaimer to expedite an allowance of the application.

I hereby certify that this correspondence and/or fee is being deposited as first class mail in a postage-paid envelope addressed to the "Assistant Commissioner for Patents, Washington, D.C. 20231" on June 28, 2002.

Brian Roffe, Esq.

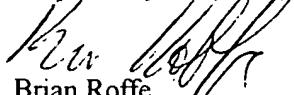
In view of the submission of the Terminal Disclaimer, the double patenting rejection has been overcome and should be removed and it is respectfully submitted that the present application is now in condition for allowance.

If the Examiner should determine that minor changes to the claims to obviate informalities are necessary to place the application in condition for allowance, the Examiner is respectfully requested to contact the undersigned to discuss the same.

An early and favorable action on the merits is earnestly solicited.

FOR THE APPLICANTS

Respectfully submitted,



Brian Roffe
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Enc.

Terminal Disclaimer